IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

THURSDAY, THE 22ND FEBRUARY 2007 / 3RD PHALGUNA 1928

WP(C).No. 6102 of 2007(B)

PETITIONER:

SINISH C.,S/O.SIVADASAN,
'SINI NIVAS', UGRAPURAM, AREACODE,
MALAPPURAM DISTRICT.

BY ADV. SRI.BABU S. NAIR

RESPONDENTS:

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1. THE AREACODE GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY,
EDAVANNA, MALAPPURAM DISTRICT.

2. THE DISTRICT COLLECTOR,
MALAPPURAM.

3. THE TAHSILDAR,
PERINTHALMANNA, MALAPPURAM DISTRICT.

4. THE SUB INSPECTOR OF POLICE,
KOLATHUR POLICE STATION,
MALAPPURAM DISTRICT.

R2 TO R4 BY GOVT.PLEADER SMT.T.B.RAMANI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 22/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

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W.P.(C) No.6102 OF 2007

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DATED THIS THE 22ND FEBRUARY, 2007

JUDGMENT

I have today passed an interim order which according to me grants to the petitioner all possible reliefs. In view of the interim order, the Writ Petition will stand disposed of.

(PIUS C. KURIAKOSE, JUDGE)

tgl

PIUS C. KURIAKOSE, J.

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W.P.(C) No.6102 OF 2007

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DATED THIS THE 22ND FEBRUARY, 2007

O R D E R

Smt.T.B.Ramani, Government Pleader takes notice on behalf of respondents 2 to 4.

2. Having regard to the grounds raised in the Writ Petition, various documents placed on record and the submissions of Mr.Babu S.Nair, counsel for the petitioner and those of Smt.Ramani, Government Pleader, there will be an interim order in the following terms:-

1. The petitioner will file an undertaking in the form of an affidavit prepared on a stamp paper of value Rs.50/- before the 3rd respondent undertaking to produce the vehicle having Registration No.KL.10Y 8551 in good running condition before the 2nd respondent or any other competent authority as and when directed in that regard.

2. The petitioner will remit cash Rs.10,000/- with the 3rd respondent and obtain a receipt.

3. The 4th respondent-Sub Inspector of Police who is the present custodian of the vehicle and the load will release to the petitioner the vehicle having Registration No.KL.10Y 8551 and the load upon noticing the photo copy of the affidavit submitted by the petitioner in response to the above direction and also the original of the cash receipt issued by the 3rd respondent.

It is made clear that the release as directed above will be subject to the final outcome of the adjudication proceedings which will be completed by the 2nd respondent-District Collector at his earliest and at any rate within four months of receiving copy of this order.

Hand over the order today itself.

(PIUS C. KURIAKOSE, JUDGE)

tgl